

05/02/2008 13:44 FAX

002/002

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

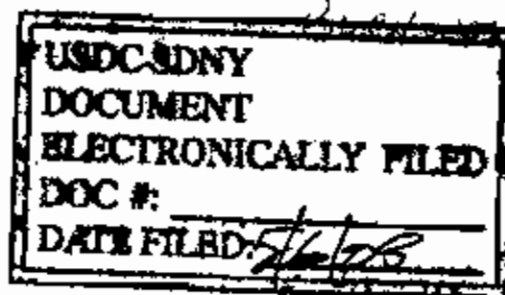
BUILDING SERVICE 32BJ HEALTH FUND; BUILDING
SERVICE 32BJ PENSION FUND; BUILDING SERVICE
32BJ LEGAL SERVICES FUND; THOMAS SHORTMAN;
TRAINING, SCHOLARSHIP and SAFETY FUND;
BUILDING SERVICE 32BJ SUPPLEMENTAL
RETIREMENT and SAVINGS FUND,

Plaintiffs,

- against -

FULTON PARK FOUR ASSOCIATES, L.P. d/b/a
FULTON PARK 4 ASSOC.; and FULTON
MANAGEMENT CO. LLC,

Defendants.



Case No.: 06 CV 2524 (NRB)

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED, by and between the parties and their respective counsel, that the time for Defendants Fulton Park Four Associates, L.P. and Fulton Management Co LLC w/b/a "Fulton Park Four Associates, L.P. d/b/a Fulton Park 4 Assoc.; and Fulton Management Co. LLC" to Answer, plead or otherwise move shall be and is extended through the close of business on Monday, June 2, 2008. This is the first request for an extension of the deadline. The foregoing notwithstanding, the Defendants shall not raise any affirmative defense relating to any defect in service of the Summons and Complaint.

Dated: New York, New York
May 1, 2008

RAAB, STURM GOLDMAN &
GANCHROW, LLP
Attorneys for Plaintiffs

By: Michael Gaffoor
Michael Gaffoor (MG-6788)
317 Madison Avenue, Suite 1708
New York, New York 10017
(212) 683-6699

TARTER KRINSKY & DROGIN LLP
Attorneys for Defendants

By: Laurent S. Drogin
Laurent S. Drogin (LD-4770)
1350 Broadway, 11th Floor
New York, New York 10018
(212) 216-8000

Dated: New York, New York
May 2, 2008

SO ORDERED:

U.S.D.J.

5/6/08